

1-28-02

A

APPLICATION FOR UTILITY PATENT  
COVER SHEET

Case No. P-10334-US  
Date: January 24, 2002  
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ASSISTANT COMMISSIONER FOR PATENTS  
WASHINGTON, D.C. 20231

ATTENTION: NEW PATENT APPLICATION

Sir:

This is a request for filing an APPLICATION FOR UTILITY PATENT under 37 CFR § 1.53(b).

For: **SURF TOY ACTION FIGURE AND SIMULATED SURFING GAME**

Name of 1<sup>st</sup> Inventor: Thomas J. Lochtefeld  
Residence Address: 210 Westbourne St.  
La Jolla, CA 92037

Enclosed are:

- (X) Specification in 22 pages
- (X) 10 Sheets of Formal/Informal Drawings.
- ( ) Recordation form cover sheet with \_\_\_ page assignment.
- ( ) Power of attorney form.
- ( ) Oath/Declaration of Inventors.
- ( ) Please charge \$\_\_ to my deposit account No. 50-1746 to cover the filing fee. Please charge any additional fees which may be due or credit any overpayments to my Acct. No. 50-1746.
- (X) Fee Calculation Sheet.
- (X) Filing fee of \$ 615 to be paid at a later date.
- (X) Certificate of Express Mailing.
- (X) A return prepaid postcard
- (X) Applicant qualifies for small entity status under 37 CFR § 1.27.
- (X) Applicant claims priority under 35 USC § 119(e) to U.S. provisional application Ser. No. 60/263,962 filed January 24, 2001.

10/056893  
01/24/02  
JC971 U.S. PTO

**APPLICATION FOR UTILITY PATENT  
COVER SHEET**

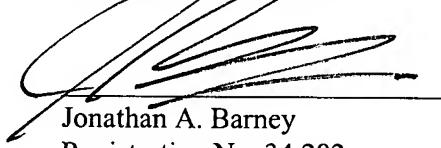
Case No. P-10334-US  
Date: January 24, 2002  
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Was this invention made by an agency of the United States Government or under a contract with an agency of the United States Government?

No.  
 Yes. The name of the U.S. Government agency and the Government contract number are:

Please use Customer No. 27,948 for the correspondence address.

Respectfully submitted,



Jonathan A. Barney  
Registration No. 34,292  
Customer No. 27,948

Utility Transmittal  
070-1038/jb

LAW OFFICES  
JONATHAN A. BARNEY, ESQ.<sup>†</sup>  
INTELLECTUAL PROPERTY LAW

January 24, 2002

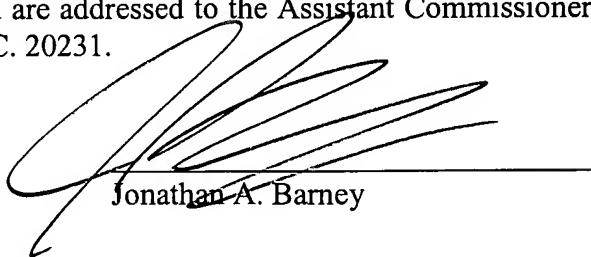
Assistant Commissioner for Patents  
Washington, D.C. 20231

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"**

**Attorney Docket No. :** P-10334-US  
**Applicant(s) :** Thomas J. Lochtefeld  
**For :** SURF TOY ACTION FIGURE AND  
SIMULATED SURFING GAME  
**Attorney :** Jonathan A. Barney  
**"Express Mail"**  
**Mailing Label No. :** ET654918971US  
**Date of Deposit :** January 24, 2002

I hereby certify that the accompanying

Transmittal in Duplicate; Specification in 22 pages; 10 sheets of drawings; Fee Calculation Sheet (fee to be paid later); Return Prepaid Postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.



Jonathan A. Barney

Express Mail Cert.  
070-1037/jb

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

# FEE TRANSMITTAL for FY 2001

Patent fees are subject to annual revision.

TOTAL AMOUNT OF PAYMENT \$615.00

## Complete If Known

Application Number:	
Filing Date:	1/24/2002
First Named Inventor:	Thomas J. Lochtefeld
Examiner Name:	
Group Art Unit:	
Attorney Docket No.:	P-10334-US

## METHOD OF PAYMENT

1.  The Commissioner is hereby authorized to charge indicated fees and credit any overpayments to:

Deposit Account Number:	#50-1746
Deposit Account Name:	LAW OFFICES OF JONATHAN A. BARNEY (Customer ID# 27948)
<input checked="" type="checkbox"/> Charge Any Additional Fee Required Under 37 CFR 1.16 and 1.17 <input checked="" type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27	

2.  Payment Enclosed:  
 Check  Credit Card  Money Order  Other.

## FEE CALCULATION

## 1. BASIC FILING FEE

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
101	710	201	355	Utility filing fee	\$370.00
106	320	206	160	Design filing fee	
107	490	207	245	Plant filing fee	
108	710	208	355	Reissue filing fee	
114	150	214	75	Provisional filing fee	

SUBTOTAL (1) \$370.00

## 2. EXTRA CLAIM FEES

Total Claims	40	-20** =	20	Fee from below	Fee Paid
Independent Claims	3	- 3** =	0	x \$42.00	\$0.00
Multiple Dependent					

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description
103	18	203	9	Claims in excess of 20
102	80	202	40	Independent claims in excess of 3
104	270	204	135	Multiple dependent claim, if not paid
109	80	209	40	** Reissue independent claims over original patent
110	18	210	9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) \$550.00

\*or number previously paid, if greater; For Reissues, see above.

## FEE CALCULATION (continued)

## 3. ADDITIONAL FEES

Large Entity	Small Entity	Fee Code (\$)	Fee Code (\$)	Fee Description	Fee Paid
105	130	205	65	Surcharge - late filing fee or oath	\$65.00
127	50	227	25	Surcharge - late provisional filing fee or cover sheet	
139	130	139	130	Non-English specification	
147	2,520	147	2,520	For filing a request for ex parte reexamination	
112	920*	112	920*	Requesting publication of SIR prior to Examiner action	
113	1,840*	113	1,840*	Requesting publication of SIR after Examiner action	
115	110	215	55	Extension for reply within first month	
116	390	216	195	Extension for reply within second month	
117	890	217	445	Extension for reply within third month	
118	1,390	218	695	Extension for reply within fourth month	
128	1,890	228	945	Extension for reply within fifth month	
119	310	219	155	Notice of Appeal	
120	310	220	155	Filing a brief in support of an appeal	
121	270	221	135	Request for oral hearing	
138	1,510	138	1,510	Petition to institute a public use proceeding	
140	110	240	55	Petition to revive - unavoidable	
141	1,240	241	620	Petition to revive - unintentional	
142	1,240	242	620	Utility issue fee (or reissue)	
143	440	243	220	Design issue fee	
144	600	244	300	Plant issue fee	
122	130	122	130	Petitions to the Commissioner	
123	50	123	50	Processing fee under 37 CFR 1.17(q)	
126	180	126	180	Submission of Information Disclosure Stmt	
581	40	581	40	Recording each patent assignment per property (times number of properties)	
146	710	246	355	Filing a submission after final rejection (37 CFR § 1.129(a))	
149	710	249	355	For each additional invention to be examined (37 CFR § 1.129(b))	
179	710	279	355	Request for Continued Examination (RCE)	
169	900	169	900	Request for expedited examination of a design application	
Other fee (specify) _____					

\*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) \$615.00

## SUBMITTED BY

## Complete (if applicable)

Name (Print/Type)	Jonathan A. Barney, Attorney of Record	Registration No. (Attorney/Agent)	34,292	Telephone	(949) 645-2535
Signature				Date	24-Jan-02

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.